

LSA 12-671	Amendments to the Home and Community Based Services Waiver Rule	
Subject Matter	<p>Amends 460 IAC 6 to establish standards for providers of services administered by the Division of Disability and Rehabilitative Services (DDRS) through the Home and Community Based Services Waivers approved by the Centers for Medicare and Medicaid Services. Amends 460 IAC 6-3 (definitions), 460 IAC 6-4 (services covered), 460 IAC 6-6 (application). Adds 460 IAC 6-6-7 concerning accreditation. Amends 460 IAC 6-7-5 concerning revocation of provider approval. Amends 460 IAC 6-9-3 concerning rights of individuals. Amends 460 IAC 6-9-5 and adds 460 IAC 6-9-5.1 and 460 IAC 6-9-5.2 concerning incident reporting and investigations. Amends 460 IAC 6-9-6 and 460 IAC 6-9-7 and adds 460 IAC 6-9-9 and 460 IAC 6-9-10 concerning transitions. Amends 460 IAC 6-10-5, 460 IAC 6-10-7, and 460 IAC 6-10-10 through 460 IAC 6-10-12 and adds 460 IAC 6-10-5.1 and 460 IAC 6-10-7.1 to include document and quality assurance requirements. Amends 460 IAC 6-11-2 to include financial requirements. Amends 460 IAC 6-12-2 to include insurance requirements. Amends 460 IAC 6-14-3 through 460 IAC 6-14-5 and 460 IAC 6-14-7 concerning support staff requirements. Amends 460 IAC 6-15-2, 460 IAC 6-16-2, 460 IAC 6-16-4, and 460 IAC 6-17-2 through 460 IAC 6-17-4 concerning personnel and operations. Amends 460 IAC 6-18-2 and 460 IAC 6-19-9 concerning behavioral support plans. Amends 460 IAC 6-24-3 to ensure proper management of an individual's finances. Amends 460 IAC 6-25-1 through 460 IAC 6-25-3 concerning coordination of health care. Amends 460 IAC 6-25-10 concerning mortality reviews. Amends 460 IAC 6-29-1 through 460 IAC 6-29-7 to ensure safe environments for individuals. Amends 460 IAC 6-36-2 concerning ethics. Adds 460 IAC 6-37 concerning imminent danger and restrictive interventions. Adds 460 IAC 6-38 concerning advance directives. Adds 460 IAC 6-39 concerning placement authority. Adds 460 IAC 6-40 to include provider auto-assignment. Repeals 460 IAC 6-2-3, 460 IAC 6-3-2.1, 460 IAC 6-3-4, 460 IAC 6-3-5.1, 460 IAC 6-3-5.2, 460 IAC 6-3-6.1, 460 IAC 6-3-10.1, 460 IAC 6-3-11, 460 IAC 6-3-12, 460 IAC 6-3-14 through 460 IAC 6-3-15.1, 460 IAC 6-3-15.3, 460 IAC 6-3-16, 460 IAC 6-3-21, 460 IAC 6-3-23, 460 IAC 6-3-25, 460 IAC 6-3-26, 460 IAC 6-3-28 through 460 IAC 6-3-29.5, 460 IAC 6-3-31, 460 IAC 6-3-33, 460 IAC 6-3-35, 460 IAC 6-3-37, 460 IAC 6-3-38, 460 IAC 6-3-38.6, 460 IAC 6-3-39 through 460 IAC 6-3-41, 460 IAC 6-3-43, 460 IAC 6-3-44, 460 IAC 6-3-46 through 460 IAC 6-3-50, 460 IAC 6-3-52 through 460 IAC 6-3-53, 460 IAC 6-3-55 through 460 IAC 6-3-58, 460 IAC 6-5, 460 IAC 6-6-4, 460 IAC 6-7-1, 460 IAC 6-8-1, 460 IAC 6-9-1, 460 IAC 6-10-1, 460 IAC 6-10-8, 460 IAC 6-10-13, 460 IAC 6-11-1, 460 IAC 6-12-1, 460 IAC 6-13, 460 IAC 6-14-1, 460 IAC 6-16-1, 460 IAC 6-16-3, 460 IAC 6-18-1, 460 IAC 6-18-3 through 460 IAC 6-18-7, 460 IAC 6-19-1 through 460 IAC 6-19-3, 460 IAC 6-19-5 through 460 IAC 6-19-8, 460 IAC 6-20 through 460 IAC 6-23, 460 IAC 6-24-1, 460 IAC 6-24-2, 460 IAC 6-26 through 460 IAC 6-28, 460 IAC 6-30 through 460 IAC 6-35, and 460 IAC 6-36-1.</p>	
Notices Related to Rule	Notice of Intent	http://www.in.gov/legislative/iac/20130102-IR-460120671NIA.xml.pdf
How comments may be made	Tracy Myszak Indiana Family and Social Services Administration Division of Disability and Rehabilitative Services 402 West Washington Street Indiana Government Center South, Room W451 Indianapolis, IN 46204 (317) 232-1147 tracy.myszak@fssa.in.gov	Eric P. Shields Indiana Economic Development Corporation, One North Capitol, Suite 700 Indianapolis, IN 46204 (317) 234-3997 smallbizombudsman@iedc.in.gov
Time within which comments may be made	Comments on the proposed rule will be accepted up to the close of business on April 12, 2013.	
Where comments may be inspected	Indiana Family and Social Services Administration Division of Disability and Rehabilitative Services 402 West Washington Street Indiana Government Center South, Room W451 Indianapolis, IN 46204	
Requests for Public Hearing	Ind. Code 4-22-2-26 states that an agency shall conduct a public hearing on the proposed rule.	
Information about public hearing	The Division of Disability and Rehabilitative Services will hold a public hearing on the proposed rule on April 12, 2013 at 1 p.m. at the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana.	
Description of relevant scientific and technical findings	There are no scientific or technical findings related to the proposed rule available at this time.	
Timetable for Action	Notice of Intent published	1/2/2013
	AROC Notice published	
	Proposed rule published	3/6/2013
	Notice of Public Hearing published	3/13/2013
	Public Hearing	4/12/2013
	Final Rule adopted	5/13/2013
	Submitted to Attorney General	6/10/2013
	Submitted to Governor Office	7/25/2013
	Final rule filed with the Indiana Register	8/24/2013
Effective Date		9/23/2013
*These dates are anticipated dates for the actions listed above. These dates may change during the rulemaking process and will be updated should any changes occur.		